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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application of :
Neil SHANMAN et al. :
Serial No. 09/294,461 :
Filed: April 19, 1999 :
For: SYSTEM AND METHOD FOR THE :
TARGETED DISTRIBUTION OF :
DISCOUNT COUPONS OVER A :
NETWORK : Docket No. S012-3653

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COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
APPLICATION AND REQUEST FOR FEE REFUND AND
ISSUANCE OF CORRECTED FILING RECEIPT**

S I R:

On May 7, 1999, the PTO issued a Notice To File Missing Parts Of Application ("Notice") advising that the application was filed without a declaration and providing a two-month period in which to submit the declaration and surcharge for late filing thereof.

In response to the PTO Notice, a duly signed declaration is submitted herewith together with a copy of the PTO Notice.

**MAILING CERTIFICATE ON
LAST PAGE**

Also submitted herewith is a verified statement claiming small entity status by an independent inventor and, as the verified statement is being filed within two months of the date of payment of the filing fee, the verified statement relates back to the filing date of the application pursuant to 37 CFR §1.28(a). Applicants respectfully request a refund of the excess amount paid when filing the original application, and request that the refund be credited to Deposit Account No. 01-0268.

Accordingly, the surcharge for late filing of the declaration is \$65.00 and a check in the sum of \$65.00 is submitted herewith to cover the surcharge for the separate filing of the declaration.

Along with the PTO Notice, the PTO forwarded the filing receipt which lists the inventors as "Bruce L. Adams". A copy of the filing receipt is enclosed. This name is incorrect, and the correct names of the inventors are "Neil Shanman" and "Irwin Pearl" as evidenced by the enclosed declaration and copy of the transmittal letter which accompanied the application at the time of filing. Request is hereby made that the correct names of the inventors be made of record at the PTO and that a corrected filing receipt be issued reflecting the correct names of the inventors.

It is respectfully requested that the processing of the application be completed, and that a corrected filing receipt be issued in due course.

Respectfully submitted,

ADAMS & WILKS
Attorneys for Applicants

By: 

Bruce L. Adams
Reg. No. 25,386

50 Broadway
31st Floor
New York, NY 10004
(212) 809-3700

MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner of Patents & Trademarks, Washington, D.C. 20231, on the date indicated below.


Bruce L. Adams

Attorney Name

Signature

JUNE 17, 1999

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT APPLICATION TRANSMITTAL LETTER



Attorney Docket No. S012-3653

Mailing Date: April 19, 1999

Express Mail No. EI 396 309 749 US

ASSISTANT COMMISSIONER FOR PATENTS
Box PATENT APPLICATION
WASHINGTON, DC 20231

Sir:

Transmitted herewith for filing under 37 CFR 1.53(b) is a
Nonprovisional Utility Patent:

 X New Application; or a Continuation, Division,
 Continuation-in-Part (CIP) Application of prior US
application No. , filed on ; of

Inventors: Neil Shanman and Irwin Pearl

For(Title): SYSTEM AND METHOD FOR THE
 TARGETED DISTRIBUTION OF
 DISCOUNT COUPONS OVER A NETWORK

This transmittal letter has 3 pages.

Enclosed are:

- X Enclosed are 8 sheets of drawings, along with 70 pages of
specification and claims and abstract.
- Oath or Declaration Combined with Power of Attorney (1 page)
 - Newly Executed (original or copy)
 - Copy from a prior application (if this is a
Continuation/Division with no new matter)
 - Signed statement deleting named inventor(s) in prior
application if this is a Continuation/Division (See 37 CFR
1.63(d) and 1.33(b)).
- A certified copy of a (non-US) application
No. , having a filing date of .
- An Assignment Transmittal Letter and Assignment of the invention.
- A verified statement to establish small entity status under
35 CFR 1.9 and 1.27
 - is enclosed
 - was filed in prior application and such status is
still proper and desired (37 CFR 1.28(a)).

An information Disclosure Statement, with PTO-1449.

 Preliminary Amendment

 X Return Receipt Postcard

Instructions:

 Incorporation by Reference (for Continuation/Division application). The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

 Since the present application is based on a prior U.S. application, please amend the specification by adding the following sentence before the first sentence of the specification:
"The present application is based on prior US application Serial No. , filed on , which is hereby incorporated by reference, and priority thereto for common subject matter is hereby claimed."

 Priority of Application No. filed on in is claimed under 35 U.S.C. §119. The certified copy has not been filed. is enclosed. was filed in parent application Serial No. .

 The prior application is assigned of record to .

 Cancel in this application pending claims and of the prior application before calculating the filing fee.

 X The filing fee is calculated as follows:

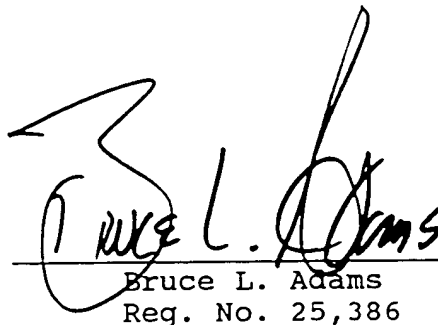
CLAIMS AS FILED, LESS ANY CANCELED BY AMENDMENT

Claims				Fee for other than Small Entity		Fee for Small Entity
Fee	Number Filed	Number Extra	Rate	Fee	Rate	Fee
Basic fee	13	0		\$760		\$380
<u>Total</u>				<u>\$760</u>		

 X Check in the amount of \$760.00 for the filing fee as calculated above is enclosed.

X The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 01-0268. A duplicate copy of this sheet is enclosed.

April 19, 1999


Bruce L. Adams
Reg. No. 25,386

Please forward all correspondences to:

Bruce L. Adams
Adams & Wilks
50 Broadway, 31st Floor
New York, NY 10004
(212) 809-3700

FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/294,461	04/19/99	2761	\$760.00	S012-3653	8	13	1

BRUCE L ADAMS
ADAMS & WILKS
50 BROADWAY 31ST FLOOR
NEW YORK NY 10004

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

BRUCE L. ADAMS, NEW YORK, NY.

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 05/06/99

TITLE

SYSTEM AND MEHTOD FOR THE TARGETED DISTRIBUTION OF DISCOUNT
COUPONS OVER A NETWORK

PRELIMINARY CLASS: 705

DATA ENTRY BY: BATIE, MARGARET

TEAM: 01 DATE: 05/06/99

(see reverse)



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/294,461	04/19/99	ADAMS	B 5012-3653

0212/0507

BRUCE L ADAMS
ADAMS & WILKS
50 BROADWAY 31ST FLOOR
NEW YORK NY 10004

NOT ASSIGNED

2761

DATE MAILED:

05/07/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☐ non-small entity is \$ 130.00.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$ _____ for _____ total claims over 20.
\$ _____ for _____ independent claims over 3.
\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k) unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER: _____

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

M. A. Batic

Customer Service Center

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